

**2003 DRAFTING REQUEST****Bill**Received: **10/14/2002**Received By: **phurley**Wanted: **As time permits**

Identical to LRB:

For: **Sheldon Wasserman (608) 266-7671**By/Representing: **Sarah Osterberg**This file may be shown to any legislator: **NO**Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**Extra Copies: **TNF, ARG**Submit via email: **YES**Requester's email: **Rep.Wasserman@legis.state.wi.us**

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Drivers licenses for elderly drivers

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							State
/1	phurley 12/05/2002	kgilfoy 12/11/2002	rschluet 12/11/2002		amentkow 12/11/2002		State
/2	phurley 09/22/2003	kgilfoy 09/22/2003	pgreensl 09/22/2003		mbarman 09/22/2003		State

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
	phurley 09/25/2003	kgilfoy 09/25/2003		_____ _____			
/3			rschluet 09/25/2003	_____ _____	lemery 09/25/2003	lemery 10/01/2003	

FE Sent For:

At  
intro.

<END>

**2003 DRAFTING REQUEST****Bill**Received: **10/14/2002**Received By: **phurley**Wanted: **As time permits**

Identical to LRB:

For: **Sheldon Wasserman (608) 266-7671**By/Representing: **Sarah Osterberg**This file may be shown to any legislator: **NO**Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**Extra Copies: **TNF, ARG**Submit via email: **YES**Requester's email: **Rep.Wasserman@legis.state.wi.us**

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Drivers licenses for elderly drivers

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			State
/1	phurley 12/05/2002	kgilfoy 12/11/2002	rschluet 12/11/2002	_____	amentkow 12/11/2002		State
/2	phurley 09/22/2003	kgilfoy 09/22/2003	pgreensl 09/22/2003	_____	mbarman 09/22/2003		State

09/25/2003 02:46:21 PM

Page 2

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
--------------	----------------	-----------------	--------------	----------------	------------------	-----------------	-----------------

phurley	kgilfoy						
09/25/2003	09/25/2003						

/3			rschluet		lemery		
			09/25/2003		09/25/2003		

FE Sent For:

<END>

**2003 DRAFTING REQUEST****Bill**Received: **10/14/2002**Received By: **phurley**Wanted: **As time permits**

Identical to LRB:

For: **Sheldon Wasserman (608) 266-7671**By/Representing: **Sarah Osterberg**This file may be shown to any legislator: **NO**Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**Extra Copies: **TNF, ARG**Submit via email: **YES**Requester's email: **Rep.Wasserman@legis.state.wi.us**

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

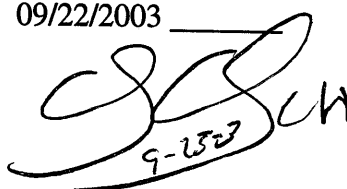
Drivers licenses for elderly drivers

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							State
/1	phurley 12/05/2002	kgilfoy 12/11/2002	rschluet 12/11/2002		amentkow 12/11/2002		State
/2	phurley 09/22/2003	kgilfoy 09/22/2003	pgreensl 09/22/2003		mbarman 09/22/2003		

13 - 9/25  
KMG

 9-25-03

Vers.   Drafted   Reviewed   Typed   Proofed   Submitted   Jacketed   Required

FE Sent For:

<END>

**2003 DRAFTING REQUEST****Bill**Received: **10/14/2002**Received By: **phurley**Wanted: **As time permits**

Identical to LRB:

For: **Sheldon Wasserman (608) 266-7671**By/Representing: **Sarah Osterberg**This file may be shown to any legislator: **NO**Drafter: **phurley**

May Contact:

Addl. Drafters:

Subject: **Transportation - driver licenses**Extra Copies: **TNF, ARG**Submit via email: **YES**Requester's email: **Rep.Wasserman@legis.state.wi.us**

Carbon copy (CC:) to:

**Pre Topic:**

No specific pre topic given

**Topic:**

Drivers licenses for elderly drivers

**Instructions:**

See Attached

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							State

/1	phurley 12/05/2002	kgilfoy 12/11/2002	rschluet 12/11/2002	<u>9/22</u>	amentkow 12/11/2002		
----	-----------------------	-----------------------	------------------------	-------------	------------------------	--	--

FE Sent For:

12-9/22  
King9/22  
PS

PS/ch

<END>



10/14/2002 02:01:18 PM

Page 1

**2003 DRAFTING REQUEST****Bill**

Received: 10/14/2002

Received By: phurley

Wanted: As time permits

Identical to LRB:

For: Sheldon Wasserman (608) 266-7671

By/Representing: Sarah Osterberg

This file may be shown to any legislator: NO

Drafter: phurley

May Contact:

Addl. Drafters:

Subject: Transportation - driver licenses

Extra Copies: TNF, ARG

Submit via email: YES

Requester's email: Rep.Wasserman@legis.state.wi.us

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Drivers licenses for elderly drivers

---

**Instructions:**

See Attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
--------------	----------------	-----------------	--------------	----------------	------------------	-----------------	-----------------

FE Sent For:

1-12/6  
bmg9906  
<END>  
12-11-2

**Fast, Timothy**

---

**From:** Osterberg, Sarah  
**Sent:** Monday, September 23, 2002 4:33 PM  
**To:** Fast, Timothy  
**Subject:** drafting request

Hi, Tim,

Please draft a bill for next session (whenever you are able to do so) relating to elderly drivers. Rep. Wasserman would like to require that driver renewals after the age of 70 will occur at 75, 78 and 80. Starting at the age of 80, the renewal cycle would be every two years and a road test demonstrating driving competency would be required. After the age of 94 years, vision examinations and road tests would be repeated at a yearly interval.

If you are not the person who would handle this request, please forward it to the correct attorney. Thanks in advance for your help.

Sarah Osterberg  
Wasserman Staff



State of Wisconsin  
2003 - 2004 LEGISLATURE

LRB-04427

PJH:.....  
KMG

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

D-note

Y.M. Cent.

1 AN ACT relating to: operator's license renewals for certain drivers.

*Analysis by the Legislative Reference Bureau*

Under current law, a person who applies for a new driver's license must, under most circumstances, demonstrate his or her knowledge of the rules of the road and his or her driving skills in a test administered by the Department of Transportation (DOT). Most drivers' licenses issued by DOT must be renewed every eight years. To renew a license to drive an automobile or a motorcycle, an applicant must pass a test of his or her eyesight. Current law allows the secretary of DOT to require any person to submit to additional testing to determine incompetency, incapacity, disease, or impairment that may prevent the person from exercising reasonable and ordinary control over a motor vehicle.

Under this bill, the driver's license of a person ~~between the ages of 70 and 75~~ expires on the person's 75th birthday, the license of a person ~~between the ages of 75 and 78~~ expires on the person's 78th birthday, and the license of a person ~~between the ages of 78 and 80~~ expires on the person's 80th birthday. The license of a person ~~between the ages of 80 and 94~~ expires every two years and the person must demonstrate his or her driving skills to renew the license. The license of a person who is over the age of 94 expires every year and the person must pass a test of his or her eyesight and demonstrate his or her driving skills to renew the license.

The bill also changes the renewal fees for drivers over the age of 70 so that the fees are paid on a "per year" basis to reflect the shortened duration of the

at least 70  
but less than  
75 years of age

at least 75  
but less than  
78 years of  
age

at least 78  
but less than  
80 years of  
age

at least 80 but less  
than 94 years of age

license.

✓  
FFS  
*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           SECTION 1. 343.16 (3) (a) of the statutes is amended to read:

2           343.16 (3) (a) The Except as provided in s. 343.20 (1) (bm), the department shall  
3           examine every applicant for the renewal of an operator's license once every 8 years.  
4           The department may institute a method of selecting the date of renewal so that such  
5           examination shall be required for each applicant for renewal of a license to gain a  
6           uniform rate of examinations. The examination shall consist of a test of eyesight.  
7           The department shall make provisions for giving such examinations at examining  
8           stations in each county to all applicants for an operator's license. The person to be  
9           examined shall appear at the examining station nearest the person's place of  
10          residence or at such time and place as the department designates in answer to an  
11          applicant's request. In lieu of examination, the applicant may present or mail to the  
12          department a report of examination of the applicant's eyesight by an  
13          ophthalmologist, optometrist or physician licensed to practice medicine. The report  
14          shall be based on an examination made not more than 3 months prior to the date it  
15          is submitted. The report shall be on a form furnished and in the form required by  
16          the department. The department shall decide whether, in each case, the eyesight  
17          reported is sufficient to meet the current eyesight standards.

History: 1971 c. 164 s. 83; 1973 c. 90, 176; 1975 c. 36, 199; 1977 c. 29 ss. 1456, 1654 (7) (a), (c); 1977 c. 273, 418; 1979 c. 34 ss. 1067m, 2102 (52) (a); 1979 c. 221, 345; 1981 c. 20; 1983 a. 74, 243, 534, 538; 1985 a. 65, 337; 1987 a. 3, 40, 215; 1989 a. 31, 105, 359; 1991 a. 21, 32, 39, 316; 1993 a. 16, 19, 183, 399; 1995 a. 27 s. 9145 (1); 1995 a. 113, 195, 448; 1997 a. 27, 84, 237; 1999 a. 32, 140; 2001 a. 105.

18          SECTION 2. 343.20 (1) (a) of the statutes is amended to read:

19          343.20 (1) (a) Except as provided in par. (bm) and except as otherwise expressly  
20          provided in this chapter, reinstated licenses, probationary licenses issued under s.

1 343.085 and original licenses other than instruction permits shall expire 2 years  
2 from the date of the applicant's next birthday. All other licenses and license  
3 endorsements shall expire 8 years after the date of issuance. The department may  
4 institute any system of initial license issuance which it deems advisable for the  
5 purpose of gaining a uniform rate of renewals. In order to put such a system into  
6 operation, the department may issue licenses which are valid for any period less than  
7 the ordinary effective period of such license. If the department issues a license that  
8 is valid for less than the ordinary effective period as authorized by this paragraph,  
9 the fees due under s. 343.21 (1) (a), (b) and (d) shall be prorated accordingly.

History: 1977 c. 29 s. 1654 (7) (a); 1977 c. 273; 1979 c. 306; 1981 c. 20, 42, 71; 1989 a. 31, 105, 294; 1991 a. 13; 1995 a. 255, 446; 1997 a. 27, 237; 2001 a. 105.

10 **SECTION 3.** 343.20 (1) (bm) of the statutes is created to read:

11 343.20 (1) (bm) A license or license endorsement that the department issues  
12 to a person who is at least 70 years of age but less than 75 years of age shall expire  
13 on the person's 75th birthday. A license or license endorsement that the department  
14 issues to a person who is at least 75 years of age but less than 78 years of age shall  
15 expire on the person's 78th birthday. A license that the department issues to a person  
16 who is at least 78 years of age but less than 80 years of age shall expire on the person's  
17 80th birthday. A license that the department issues to a person who is at least 80  
18 years of age but less than 94 years of age shall expire 2 years from the date of <sup>issuance</sup> ~~issue~~  
19 and may be renewed upon administration by the department of a driving skills test

20 that ~~complies with~~ s. 343.16 (1). A license that the department issues to a person who  
21 is at least 94 years of age shall expire one year from the date of <sup>issuance</sup> ~~issue~~ and may be  
22 renewed upon administration of a vision test that ~~complies with~~ <sup>s.</sup> 343.16 (3) and a  
23 driving skills test that ~~complies with~~ s. 343.16 (1).  
24

**SECTION 4.** 343.21 (1) (am) of the statutes is amended to read:

meets the requirements of

343.21 (1) (am) For the renewal of a license authorizing only the operation of "Class D" motor vehicles, \$24, except that for a license that is renewed under s. 343.20 (1) (bm), \$3 shall be paid for each year of the new renewal period.

**History:** 1973 c. 90, 309; 1975 c. 5; 1977 c. 29 ss. 1459, 1654 (7) (a); 1977 c. 273; 1979 c. 221, 306; 1981 c. 20, 71; 1983 a. 243; 1985 a. 29, 65; 1987 a. 3, 358; 1989 a. 105; 1991 a. 39; 1993 a. 16; 1995 a. 113; 1997 a. 27; 1999 a. 9.

**SECTION 5.** 343.21 (1) (bg) of the statutes is amended to read:

343.21 (1) (bg) For the renewal of authorization to operate "Class M" motor vehicles, \$8 in addition to any other fees due, except that for a license that is renewed under s. 343.20 (1) (bm) \$1 shall be paid for each year of the new renewal period.

**History:** 1973 c. 90, 309; 1975 c. 5; 1977 c. 29 ss. 1459, 1654 (7) (a); 1977 c. 273; 1979 c. 221, 306; 1981 c. 20, 71; 1983 a. 243; 1985 a. 29, 65; 1987 a. 3, 358; 1989 a. 105; 1991 a. 39; 1993 a. 16; 1995 a. 113; 1997 a. 27; 1999 a. 9.

**SECTION 6.** 343.21 (1) (d) of the statutes is amended to read:

343.21 (1) (d) For the initial issuance or renewal of authorization to operate "Class A", "Class B" or "Class C" motor vehicles, or upgrading an existing regular license which only authorizes the operation of "Class D" motor vehicles, \$64, except that for a license that is renewed under s. 343.20 (1) (bm), \$8 shall be paid for each year of the new renewal period. This fee includes issuance of any "H", "N", "P", "S" or "T" endorsements or "Class D" authorization applied for at the same time for which the applicant is qualified.

**History:** 1973 c. 90, 309; 1975 c. 5; 1977 c. 29 ss. 1459, 1654 (7) (a); 1977 c. 273; 1979 c. 221, 306; 1981 c. 20, 71; 1983 a. 243; 1985 a. 29, 65; 1987 a. 3, 358; 1989 a. 105; 1991 a. 39; 1993 a. 16; 1995 a. 113; 1997 a. 27; 1999 a. 9.

**SECTION 7. Initial applicability.**

(1) This act first applies to applications for renewal submitted on the first day of the 7th month beginning after publication.

**(END)**

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-04427dn

PJH.....  
*mg*

Sarah:

*-year*  
Please note that this draft does not change s. 343.14 (3), which requires drivers to have a new driver's license photograph taken every 8 years.

Please also note that this draft does change the renewal fees to a proportionate amount for a five, three, two, or one-year expiration cycle.

Peggy Hurley  
Legislative Attorney  
Phone: (608) 266-8906  
E-mail: [peggy.hurley@legis.state.wi.us](mailto:peggy.hurley@legis.state.wi.us)

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0442/1dn  
PJH:kmg:rs

December 11, 2002

Sarah:

Please note that this draft does not change s. 343.14 (3), which requires drivers to have a new driver's license photograph taken every 8 years.

Please also note that this draft does change the renewal fees to a proportionate amount for a five-year, three-year, two-year, or one-year expiration cycle.

Peggy Hurley  
Legislative Attorney  
Phone: (608) 266-8906  
E-mail: [peggy.hurley@legis.state.wi.us](mailto:peggy.hurley@legis.state.wi.us)



## Hurley, Peggy

---

**From:** Osterberg, Sarah  
**Sent:** Friday, September 19, 2003 3:19 PM  
**To:** Hurley, Peggy  
**Cc:** Alley, John  
**Subject:** DRAFTING REQUEST

Hi, Peggy,

Per my phone message, here are the changes Rep. Wasserman would like to see to the draft on older drivers:

- ✓ Those aged 75-94 will have a 2-year license renewal cycle
- ✓ Those aged 95+ will renew every year
- ✓ Knowledge Testing for all aged 75 and up at the time of renewal
- ✓ 75-94 will take a skills test after each moving violation
- ✓ Skills Test for 95+ at the time of renewal

ALL drivers will pay \$15 for each skills test (right now people only pay \$15 for every three tries); **[see Wis. Statute 343.21(2)(a)]**

\$2 increase per year for elderly driver license renewal fee (not sure if this would be under statute or rule).

If you have any questions, please feel free to consult with John Alley at DMV (6-0614).

Please submit these changes asap. Sheldon wants to introduce the bill early next week. Thanks!

Sarah

## 2003 BILL

today  
9-22-03

Gen. Cat

- 1 AN ACT to amend 343.16 (3) (a), 343.20 (1) (a), 343.21 (1) (am), 343.21 (1) (bg)  
2 and 343.21 (1) (d); and to create 343.20 (1) (bm) of the statutes; relating to:  
3 operator's license renewals for certain drivers and fees for certain driving skills tests

**Analysis by the Legislative Reference Bureau**

Under current law, a person who applies for a new driver's license must, under most circumstances, demonstrate his or her knowledge of the rules of the road and his or her driving skills in a test administered by the Department of Transportation (DOT). Most drivers' licenses issued by DOT must be renewed every eight years. To renew a license to drive an automobile or a motorcycle, an applicant must pass a test of his or her eyesight. Current law allows the secretary of DOT to require any person to submit to additional testing to determine incompetency, incapacity, disease, or impairment that may prevent the person from exercising reasonable and ordinary control over a motor vehicle. Under current law, <sup>most</sup> drivers pay \$15 to take up to <sup>three</sup> driving skills tests.

Under this bill, the driver's license of a person at least 70 but less than 75 years of age expires on the person's 75th birthday, the license of a person at least 75 but less than 78 years of age expires on the person's 78th birthday, and the license of a person at least 78 but less than 80 years of age expires on the person's 80th birthday.

<sup>75</sup> The license of a person at least 80 but less than 94 years of age expires every two years and the person must demonstrate his or her driving skills to renew the license. The license of a person who is over the age of 94 expires every year and the person must pass a test of his or her eyesight and demonstrate his or her driving skills to renew the license. <sup>95</sup>

Additionally, a driver who is at least 75 years of age and who commits a moving violation must demonstrate his or her driving skills before his or her license may be renewed. Under the bill, most drivers are charged \$15 for each driving skills test that he or she takes.

Knowledge of traffic laws

**BILL**

The bill also changes the renewal fees for drivers over the age of 70 so that the fees are paid on a "per year" basis to reflect the shortened duration of the license.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 343.16 (3) (a) of the statutes is amended to read:

343.16 (3) (a) The Except as provided in s. 343.20 (1) (bm), the department shall examine every applicant for the renewal of an operator's license once every 8 years. The department may institute a method of selecting the date of renewal so that such examination shall be required for each applicant for renewal of a license to gain a uniform rate of examinations. The examination shall consist of a test of eyesight. The department shall make provisions for giving such examinations at examining stations in each county to all applicants for an operator's license. The person to be examined shall appear at the examining station nearest the person's place of residence or at such time and place as the department designates in answer to an applicant's request. In lieu of examination, the applicant may present or mail to the department a report of examination of the applicant's eyesight by an ophthalmologist, optometrist or physician licensed to practice medicine. The report shall be based on an examination made not more than 3 months prior to the date it is submitted. The report shall be on a form furnished and in the form required by the department. The department shall decide whether, in each case, the eyesight reported is sufficient to meet the current eyesight standards.

**SECTION 2.** 343.20 (1) (a) of the statutes is amended to read:

343.20 (1) (a) Except as provided in par. (bm) and except as otherwise expressly provided in this chapter, reinstated licenses, probationary licenses issued under s.

Ref  
33  
20  
Revisor  
can  
merge

**BILL**

1 343.085 and original licenses other than instruction permits shall expire 2 years  
 2 from the date of the applicant's next birthday. All other licenses and license  
 3 endorsements shall expire 8 years after the date of issuance. The department may  
 4 institute any system of initial license issuance which it deems advisable for the  
 5 purpose of gaining a uniform rate of renewals. In order to put such a system into  
 6 operation, the department may issue licenses which are valid for any period less than  
 7 the ordinary effective period of such license. If the department issues a license that  
 8 is valid for less than the ordinary effective period as authorized by this paragraph,  
 9 the fees due under s. 343.21 (1) (a), (b) and (d) shall be prorated accordingly.

10 **SECTION 3.** 343.20 (1) (bm) of the statutes is created to read:

11 343.20 (1) (bm) A license or license endorsement that the department issues  
 12 to a person who is at least 70 years of age but less than 75 years of age shall expire  
 13 on the person's 75th birthday. ~~A license or license endorsement that the department~~  
 14 ~~issues to a person who is at least 75 years of age but less than 78 years of age shall~~  
 15 ~~expire on the person's 78th birthday. A license that the department issues to a person~~  
 16 ~~who is at least 78 years of age but less than 80 years of age shall expire on the person's~~  
 17 ~~80th birthday. A license that the department issues to a person who is at least 80~~ 75  
 18 ~~years of age but less than 84~~ 75 years of age shall expire 2 years from the date of issuance  
 19 and may be renewed upon administration by the department of a ~~driving skills~~ knowledge  
 20 test that meets the requirement of s. 343.16 (1). A license that the department issues to  
 21 a person who is at least 75 75 years of age shall expire one year from the date of issuance  
 22 and may be renewed upon administration of a vision test that meets the  
 23 requirements of s. 343.16 (3) and a driving skills test that meets the requirements  
 24 of s. 343.16 (1). ~~A person who is at least 75 years of age and who~~  
 25 ~~commits a moving violation resulting in conviction may~~ and a knowledge test  
 renew his or her  
 license upon  
 demonstrating his or her  
 driving skills by completing a test that  
 meets the requirements of s. 343.16(1).

**SECTION 4.** 343.21 (1) (am) of the statutes is amended to read:

**BILL**

1        343.21 (1) (am) For the renewal of a license authorizing only the operation of  
2        "Class D" motor vehicles, \$24, except that for a license that is renewed under s.  
3        343.20 (1) (bm) \$5 shall be paid for each year of the new renewal period. ✓

4        **SECTION 5.** 343.21 (1) (bg) of the statutes is amended to read:

5        343.21 (1) (bg) For the renewal of authorization to operate "Class M" motor  
6        vehicles, \$8 in addition to any other fees due, except that for a license that is renewed  
7        under s. 343.20 (1) (bm) \$1 shall be paid for each year of the new renewal period.

8        **SECTION 6.** 343.21 (1) (d) of the statutes is amended to read:

9        343.21 (1) (d) For the initial issuance or renewal of authorization to operate  
10       "Class A", "Class B" or "Class C" motor vehicles, or upgrading an existing regular  
11       license which only authorizes the operation of "Class D" motor vehicles, \$64, except  
12       that for a license that is renewed under s. 343.20 (1) (bm) \$8 shall be paid for each  
13       year of the new renewal period. This fee includes issuance of any "H", "N", "P", "S"  
14       or "T" endorsements or "Class D" authorization applied for at the same time for which  
15       the applicant is qualified.

16       **SECTION 7. Initial applicability.**

17       (1) This act first applies to applications for renewal submitted on the first day  
18       of the 7th month beginning after publication.

19       (Insert A)

(END)

**2003-2004 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0442/lins  
PJH:kmg:rs

1           INSERT A:

2           **SECTION 1.** 343.21 (2) (a) of the statutes is amended to read:

3           343.21 (2) (a) In addition to the fees set under sub. (1), any applicant whose  
4           application for a permit, license, upgrade or endorsement, taken together with the  
5           applicant's currently valid license, if any, requires the department to administer a  
6           driving skills test of the applicant's ability to exercise ordinary and reasonable  
7           control in the operation of a motor vehicle shall pay to the department an  
8           examination fee of \$20 for an examination in a commercial motor vehicle other than  
9           a school bus and \$15 for an examination in any other vehicle. ~~Payment of the~~  
10          ~~examination fee entitles the applicant to not more than 3 tests of the applicant's~~  
11          ~~ability to exercise reasonable control in the operation of a motor vehicle. If the~~  
12          ~~applicant does not qualify for issuance of a license, upgraded license or endorsement~~  
13          ~~in 3 such tests, then a 2nd examination fee in the same amount shall be paid, which~~  
14          ~~payment entitles the applicant to not more than 3 additional tests.~~

**History:** 1973 c. 90, 309; 1975 c. 5; 1977 c. 29 ss. 1459, 1654 (7) (a); 1977 c. 273; 1979 c. 221, 306; 1981 c. 20, 71; 1983 a. 243; 1985 a. 29, 65; 1987 a. 3, 358; 1989 a. 105; 1991 a. 39; 1993 a. 16; 1995 a. 113; 1997 a. 27; 1999 a. 9.

## Hurley, Peggy

---

**From:** Osterberg, Sarah  
**Sent:** Thursday, September 25, 2003 1:41 PM  
**To:** Hurley, Peggy  
**Subject:** MORE CHANGES to elderly drivers draft

**Importance:** High

Hi, Peggy,

Please get to these ASAP. Sheldon still wants to put out a new cosponsorship memo out tomorrow. Thanks!

Sarah

-----Original Message-----

**From:** Alley, John  
**Sent:** Thursday, September 25, 2003 12:58 PM  
**To:** Osterberg, Sarah  
**Subject:** RE: elderly drivers draft  
**Importance:** High

Sarah,

Here are our comments:

Section 3, lines 13 - 15

- ✓ Delete the first sentence. All of our cost estimates are based on an "initial applicability" concept in that the requirements would apply to anyone renewing or getting an original license age 75 or older after the law goes into effect. Requiring DMV to issue licenses for odd time periods for those age 70 to 75 would add significantly to our costs and was not accounted for in any estimates we provided you.

Section 3, lines 17 & 18

- ✓ It should probably be more clear that failure of any test would result in the person's license being cancelled. It is stated elsewhere in the statutes that anyone not meeting licensing eligibility requirement shall be cancelled but a reference might be appropriate here.

Section 3, lines 22 - 25

- ✓ We suggest looking at 343.085(2m)(b)1.a. allowing the WisDOT to define the moving violations by rule. The broad definition of moving violations includes some that may not be appropriate.

Section 4

- As written, the shorter renewal cycles apply to commercial drivers. If this was intended, there is no amended language for commercial license fees.

Section 6

- ✓ Add "original's to this sentence.

Please let me know if you or Peg have any other questions or clarifications on this.

**John Alley, Legislative Liaison**  
**WisDOT DMV Bureau of Driver Services**  
**608 266 0614**  
**john.alley@dot.state.wi.us**

-----Original Message-----

**From:** Osterberg, Sarah  
**Sent:** Monday, September 22, 2003 2:33 PM  
**To:** Alley, John  
**Subject:** elderly drivers draft

<< File: 03-04422.pdf >>

Hi, John,

Here is the elderly drivers draft, hot off the presses. Please look it over and share it with your colleagues to ensure that it is error-free. Also, I have yet another request for data from a constituent who called about the bill. I need to find out how much it would cost the state to administer a skills test for EVERY driver who receives a moving violation; I also need to know how much it would cost us to require a skills test for every driver who receives a moving violation that causes bodily injury to another. Please have someone crunch the numbers sometime in the next couple of weeks.

Lastly, I received a question about how much more the new draft will cost affected seniors as compared to current law. Because I have not renewed my license in seven years, I don't even remember how much it costs to do so. Please provide information on the current fee for license renewal versus what those aged 75+ will be charged for renewal under the new draft. I had all of this straight in my head at one point, but I'm working on five different issues right now and it's hard to keep everything straight. I need this for my new cosponsor memo, so as soon as you can email me back on it would be great.

Thanks.

Sarah



**Hurley, Peggy**

**From:** Osterberg, Sarah  
**Sent:** Wednesday, September 24, 2003 1:19 PM  
**To:** Hurley, Peggy  
**Subject:** FW: Elderly Drivers

Hi, Peggy,

Please change the /2 of the older drivers draft according to John's comments below. Please call him if you have questions. Thanks! FYI, Sheldon wants to put out a new cosponsor memo with the (hopeful) final draft on Friday.

Sarah

-----Original Message-----

**From:** Alley, John  
**Sent:** Wednesday, September 24, 2003 1:17 PM  
**To:** Osterberg, Sarah  
**Subject:** RE: Elderly Drivers

The draft appears to include commercial drivers in the renewal cycle change. It doesn't appear to address the fee for commercial drivers - only class D. Keeping all of a person's license classes and endorsements on the same renewal cycle would probably be easier for us to implement and administer and easier for the general public to understand.

-----Original Message-----

**From:** Osterberg, Sarah  
**Sent:** Wednesday, September 24, 2003 8:50 AM  
**To:** Alley, John  
**Subject:** FW: Elderly Drivers

Does DMV think it would be a good idea to attempt to change commercial driver license requirements under Sheldon's bill as well? And if so, what changes need to be made in your opinion?

-----Original Message-----

**From:** Rosemary & Tom Olson [mailto:rkodriver@chibardun.net]  
**Sent:** Tuesday, September 23, 2003 10:02 PM  
**To:** rep.wasserman@legis.state.wi.us  
**Subject:** Elderly Drivers

I recently read in the Eau Claire Leader about your proposed legislation. I am a public school bus driver and have been for 27 years. Are you aware that these same driver license rules apply to WI Commercial Driver Licenses also?

At our school there are only 8 regular bus drivers and 3 of them are past 75 years of age. They issue us licenses for 6 years and your only requirement is a very easy physical and an eye test. Do you really think that your own personal physician is going to have the guts to tell you that you can't drive anymore. While some drivers can drive at this age some most certainly should be off the bus.

They should require a field test with the bus every other year after age 70, so you actually check out their driving skills. I hope you get this legislation through because I have beleived for years that the elderly driver does not get the tickets or have the accidents, mainly because they drive away unaware that they even caused a problem for anyone else. Thank You for listening... [rkodriver@chibardun.net](mailto:rkodriver@chibardun.net)

09/25/2003

## 2003 BILL

today  
9-25-03

- 1 AN ACT *to amend* 343.16 (3) (a), 343.20 (1) (a), 343.21 (1) (am) and 343.21 (2) (a);  
2 and *to create* 343.20 (1) (bm) of the statutes; **relating to:** operator's license  
3 renewals for certain drivers and fees for certain driving skills tests.

---

***Analysis by the Legislative Reference Bureau***

Under current law, a person who applies for a new driver's license must, under most circumstances, demonstrate his or her knowledge of the rules of the road and his or her driving skills in a test administered by the Department of Transportation (DOT). Most drivers' licenses issued by DOT must be renewed every eight years. To renew a license to drive an automobile or a motorcycle, an applicant must pass a test of his or her eyesight. Current law allows the secretary of DOT to require any person to submit to additional testing to determine incompetency, incapacity, disease, or impairment that may prevent the person from exercising reasonable and ordinary control over a motor vehicle. Under current law, most drivers pay \$15 to take up to three driving skills tests.

Under this bill, the driver's license of a person at least 70 but less than 75 years of age expires on the person's 75th birthday. The license of a person at least 75 but less than 95 years of age expires every two years and the person must demonstrate his or her knowledge of traffic laws to renew the license. The license of a person who is over the age of 95 expires every year and the person must pass a test of his or her eyesight and demonstrate his or her driving skills to renew the license. Additionally, a driver who is at least 75 years of age and who commits a moving violation must demonstrate his or her driving skills before his or her license may be renewed. Under the bill, most drivers are charged \$15 for each driving skills test that he or she takes. ✓

**BILL**

75 The bill also changes, and increases, the renewal fees for drivers over the age of 70 so that the fees are paid on a "per year" basis to reflect the shortened duration of the license and the increased costs of issuing each license.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

1           **SECTION 1.** 343.16 (3) (a) of the statutes is amended to read:

2           343.16 (3) (a) The Except as provided in s. 343.20 (1) (bm), the department shall  
3 examine every applicant for the renewal of an operator's license once every 8 years.  
4 The department may institute a method of selecting the date of renewal so that such  
5 examination shall be required for each applicant for renewal of a license to gain a  
6 uniform rate of examinations. The examination shall consist of a test of eyesight.  
7 The department shall make provisions for giving such examinations at examining  
8 stations in each county to all applicants for an operator's license. The person to be  
9 examined shall appear at the examining station nearest the person's place of  
10 residence or at such time and place as the department designates in answer to an  
11 applicant's request. In lieu of examination, the applicant may present or mail to the  
12 department a report of examination of the applicant's eyesight by an  
13 ophthalmologist, optometrist or physician licensed to practice medicine. The report  
14 shall be based on an examination made not more than 3 months prior to the date it  
15 is submitted. The report shall be on a form furnished and in the form required by  
16 the department. The department shall decide whether, in each case, the eyesight  
17 reported is sufficient to meet the current eyesight standards.

18           **SECTION 2.** 343.20 (1) (a) of the statutes is amended to read:

**BILL**

1           343.20 (1) (a) Except as provided in par. (bm) and except as otherwise expressly  
2           provided in this chapter, reinstated licenses, probationary licenses issued under s.  
3           343.085 and original licenses other than instruction permits shall expire 2 years  
4           from the date of the applicant's next birthday. All other licenses and license  
5           endorsements shall expire 8 years after the date of issuance. The department may  
6           institute any system of initial license issuance which it deems advisable for the  
7           purpose of gaining a uniform rate of renewals. In order to put such a system into  
8           operation, the department may issue licenses which are valid for any period less than  
9           the ordinary effective period of such license. If the department issues a license that  
10          is valid for less than the ordinary effective period as authorized by this paragraph,  
11          the fees due under s. 343.21 (1) (a), (b) and (d) shall be prorated accordingly.

12           **SECTION 3.** 343.20 (1) (bm) of the statutes is created to read:

13           ~~343.20 (1) (bm) A license or license endorsement that the department issues~~  
14           ~~to a person who is at least 70 years of age but less than 75 years of age shall expire~~  
15           ~~on the person's 75th birthday. A license that the department issues to a person who~~  
16           is at least 75 years of age but less than 95 years of age shall expire 2 years from the  
17           date of issuance and may be renewed upon administration by the department of a  
18           knowledge test that meets the requirement of s. 343.16 (1). A license that the  
19           department issues to a person who is at least 95 years of age shall expire one year  
20           from the date of issuance and may be renewed upon administration of a vision test  
21           that meets the requirements of s. 343.16 (3) and a driving skills test and a knowledge  
22           test that meet the requirements of s. 343.16 (1). A person who is at least 75 years  
23           of age and who commits a moving violation resulting in conviction may renew his or  
24           her license upon demonstrating his or her driving skills by completing a test that  
25           meets the requirements of s. 343.16 (1).

as specified  
by the department  
by rule

and satisfactory  
completion by  
the driver,

## BILL

**SECTION 4.** 343.21 (1) (am) of the statutes is amended to read:

343.21 (1) (am) For the renewal of a license authorizing only the operation of “Class D” motor vehicles, \$24, except that for a license that is renewed under s. 343.20 (1) (bm) \$5 shall be paid for each year of the new renewal period.

**SECTION 5.** 343.21 (2) (a) of the statutes is amended to read:

343.21 (2) (a) In addition to the fees set under sub. (1), any applicant whose application for a permit, license, upgrade or endorsement, taken together with the applicant's currently valid license, if any, requires the department to administer a driving skills test of the applicant's ability to exercise ordinary and reasonable control in the operation of a motor vehicle shall pay to the department an examination fee of \$20 for an examination in a commercial motor vehicle other than a school bus and \$15 for an examination in any other vehicle. Payment of the examination fee entitles the applicant to not more than 3 tests of the applicant's ability to exercise reasonable control in the operation of a motor vehicle. If the applicant does not qualify for issuance of a license, upgraded license or endorsement in 3 such tests, then a 2nd examination fee in the same amount shall be paid, which payment entitles the applicant to not more than 3 additional tests.

## SECTION 6. Initial applicability.

(1) This act first applies to applications for renewal submitted on the first day of the 7th month beginning after publication.

**(END)**

**BILL**

1 ~~343.21 (1) (am) For the renewal of a license authorizing only the operation of~~  
2 ~~"Class D" motor vehicles, \$24, except that for a license that is renewed under s.~~  
3 ~~343.20 (1) (bm) \$3 shall be paid for each year of the new renewal period.~~

4 **SECTION 5.** 343.21 (1) (bg) of the statutes is amended to read:

5 ~~343.21 (1) (bg) For the renewal of authorization to operate "Class M" motor~~  
6 ~~vehicles, \$8 in addition to any other fees due, except that for a license that is renewed~~  
7 ~~under s. 343.20 (1) (bm) \$1 shall be paid for each year of the new renewal period.~~

8 **SECTION 6.** 343.21 (1) (d) of the statutes is amended to read:

9 343.21 (1) (d) For the initial issuance or renewal of authorization to operate  
10 "Class A", "Class B" or "Class C" motor vehicles, or upgrading an existing regular  
11 license which only authorizes the operation of "Class D" motor vehicles, ~~\$64, except~~  
12 ~~that for a license that is renewed under s. 343.20 (1) (bm) \$3 shall be paid for each~~ <sup>\$10</sup>  
13 ~~year of the new renewal period.~~ This fee includes issuance of any "H", "N", "P", "S"  
14 or "T" endorsements or "Class D" authorization applied for at the same time for which  
15 the applicant is qualified.

16 **SECTION 7. Initial applicability.**

17 (1) This act first applies to applications for renewal submitted on the first day  
18 of the ~~7th~~ month beginning after publication.

19 ~~(END)~~

**Emery, Lynn**

---

**From:** Osterberg, Sarah  
**Sent:** Wednesday, October 01, 2003 1:19 PM  
**To:** LRB.Legal  
**Subject:** Draft review: LRB 03-0442/3 Topic: Drivers licenses for elderly drivers

It has been requested by <Osterberg, Sarah> that the following draft be jacketed for the ASSEMBLY:

Draft review: LRB 03-0442/3 Topic: Drivers licenses for elderly drivers